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| Certification of Mailing or Facsimile Transmission I hereby certify that I have reasonable basis to expect that, on the date shown below, this correspondence is being submitted as indicated below: <input checked="" type="checkbox"/> [X] mailed or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 <input type="checkbox"/> [] facsimile transmitted to the U.S. Patent and Trademark Office via fax number (703) 872-9106 | |
| Corra A. Way Name | |
| Carla A. Whaley Signature | |
| January 26, 2005 Date | |



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/824,118
Applicant(s) : Haimanot Bekele et al.
Filed : April 14, 2004
Title : Anhydrous, Transfer-Resistant Cosmetic Lip Compositions
TC/A.U. : 1615
Examiner :
Conf. No. : 6444
Docket No. : 9209M
Customer No. : 27752

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, record is being made on the attached Form PTO/SB08 of documents which the Patent Office may wish to consider in connection with examination of the above-identified patent application. It is respectfully requested that the cited documents be carefully considered by the Examiner and made of record in this case. As provided in §1.97(g), no representation is made or intended that a thorough art search was made. As provided in 37 C.F.R. §1.97(h), this Information Disclosure Statement does not constitute an admission of any kind, and specifically is not an admission that the documents listed on attached form PTO/SB08 are, or are considered to be, material to the patentability of the above-identified patent application, as defined in 37 C.F.R. §1.56(b).

1. ☐ 37 C.F.R. §1.97(b)(1) - U.S. Direct (use when filing IDS with nonprovisional patent application, or with Request for Continued Examination (RCE); or within 3 months of filing a nonprovisional patent application)

This information disclosure statement, submitted under 37 C.F.R. §1.97(b)(1), is being filed with the patent application, with a Request for Continued Examination or within three months of the filing date of a national application. Therefore, no fee is believed to be due.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /T.M./

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2. [X] **37 C.F.R. §1.97(b)(3)** - (use when filing IDS more than 3 months after filing a nonprovisional patent application, but prior to receipt of first Office Action)

This information disclosure statement is being submitted under 37 C.F.R. §1.97(b)(3). Applicants have not received an Office Action on the merits in the present application. Therefore, no fee is believed to be due. However, in the event that this paper is crossing in the mail with a first Office Action on the merits, authorization is hereby given to charge the required fee pursuant to 37 C.F.R. §1.97(c) and 37 C.F.R. §1.17(p) to Deposit Account No. 16-2480 in the name of The Procter & Gamble Company. A duplicate of this letter (or a fee transmittal form) is enclosed to facilitate charging of the fee, if necessary.

TO BE NOTED BY THE EXAMINER:

[] (1) **(For use with applications filed prior to or on June 30, 2003.)** Copies of the cited documents are enclosed.

OR

[X] (2) **(For use with applications filed after June 30, 2003.)** In accordance with 37 C.F.R. §1.98(a)(2), Applicants are submitting copies of foreign patent documents and non-patent literature.

Respectfully submitted,

THE PROCTER & GAMBLE COMPANY


Signature

Kerya T. Pierre

Typed or printed name
Registration No. 50,165
(513) 626-4055

Date: 1/26/05
Customer No. 27752
9209M IDS.doc

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PTO/SB08A (08-03)

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT
(use as many sheets as necessary)

SHEET 1 of 1

COMPLETE IF KNOWN

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|------------------------|------------------------|
| Application Number | 10/824,118 |
| Confirmation Number | 6444 |
| Filing Date | 04/14/2004 |
| First Named Inventor | Haimanot Bekele et al. |
| Group Art Unit | 1615 |
| Examiner Name | |
| Attorney Docket Number | 9209M |

U. S. PATENT DOCUMENTS

| EXAMINER INITIALS* | Cite No. ¹ | DOCUMENT NUMBER Number - Kind Code ² (if known) | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear |
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FOREIGN PATENT DOCUMENTS

| FOREIGN PATENT DOCUMENT | | | | | | Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear | T ⁴ |
|----------------------------|-----------------------|---------------------------|---|--------------------------------|--|---|----------------|
| EXAMINER INITIALS* | Cite No. ¹ | Country Code ³ | Number ⁴ Kind Code ⁵ (if known) | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | | |
| | 1 | JP | 2001/302456 A | 10/31/2001 | Nippon Shikizai Inc. | | X |
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| EXAMINER /Tristan Mahyera/ | | | | DATE CONSIDERED 12/12/2007 | | | |

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of U.S. Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 37 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

9209M PTO-SB082ndsupplemental

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